PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)
	)
WALLACE K. DYER	)
	) Art Unit: 1639
Serial No. **09/943,138**	)
	) Examiner: Jon D. Epperson
Filed: **August 30, 2001**	)
	)
For: **METHODS AND COMPOSITIONS**	)
FOR TISSUE AUGMENTATION	)

DECLARATION OF ROBERT D. WALLACE, M.D. PURSUANT
TO 37 C.F.R. § 1.131

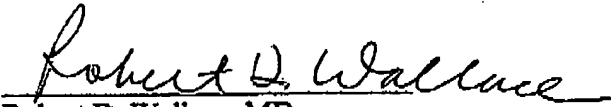I, Robert D. Wallace, declare the following:

1.   I am over the age of 21 and am competent to make this declaration based on my personal knowledge.

2.   I am a board certified plastic surgeon and a board certified otolaryngologist. I am the Chief and Program Director for the Division of Plastic Surgery at the University of Tennessee. I am also an Associate Professor of Surgery at the University of Tennessee Health Science Center. I am a member of the American Society of Plastic Surgeons, Association of Academic Chairman of Plastic Surgery, and Tennessee Society of Plastic Surgeons.

3.   This document is submitted as evidence that as one of ordinary skill in the art, it was and is my understanding that the term MEDPOR was and is used to indicate high density polyethylene. In my field, the terms MEDPOR and high density polyethylene have been used interchangeably. This was my understanding at least as early as 1999.

I hereby certify that this correspondence is being sent via United States Postal Service Express Mail # EV 813289852 US addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 27, 2006.

John K. McDonald, Ph.D. - Reg. No. 42,860

4.   I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: 6-27-06

Robert D. Wallace, MD

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